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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

	Application Number	10/733,715
	Filing Date	December 10, 2003
	First Named Inventor	Avery Levy
	Art Unit	3711
	Examiner Name	Mitra Aryanpour
Total Number of Pages in This Submission	1	
	Attorney Docket Number	30940-101

**ENCLOSURES (Check all that apply)**

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please Identify below): Return postcard.
Remarks		

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name	Perkins Smith & Cohen LLP		
Signature			
Printed name	John A. Hamilton		
Date	August 2, 2005	Reg. No.	48,946

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I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	John A. Hamilton	Date	August 2, 2005

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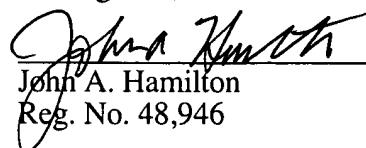
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Appl. Ser. No.: 10/733,715  
Atty. Docket No.: 30940-101

## CERTIFICATE OF MAILING

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John A. Hamilton  
Reg. No. 48,946

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Avery Levy  
Application Serial No. 10/733,715

Group Art Unit: 3711  
Confirmation No.: 9741  
Examiner: Mitra Aryanpour

Filed: December 10, 2003

Title: AUTOMATED BALL GAME TRAINING AND PLAYING SYSTEM

Perkins Smith & Cohen LLP  
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To: Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

### Response (A) to Office Action with Restriction Requirement and Preliminary Amendment

Sir:

In response to the Office Action (non-final) dated 05 July 2005 in the above-captioned U.S. patent application, it is respectfully requested that the following election and preliminary amendment be entered. No fees are believed necessary for submission and consideration of this response. In the event that fees are required, such fees are authorized to be charged to our Deposit Account No. 03-2410, Order No. 30940-101.

**Amendment to the Claims** begin on **page 3** of this paper.

**Remarks** begin on **page 28** of this paper.